STATE OF MICHIGAN IN THE UNITED STATED DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN

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TIMOTHY J. RYAN and CHRISTINE A. RYAN,

Plaintiffs,

CASE NO. 1:03CV0439

HON. David W. McKeague

v

ADELE MCGINN-LOOMIS and MARY BENEDICT,

Defendants.

PLAINTIFFS' MOTION TO COMPEL THE DEPOSITIONS OF JUDGE PATRICIA GARDNER, BARBARA INGRAM AND BEVERLY FOUNTAIN

Plaintiffs respectfully move this Court to compel the depositions of non-parties, the Honorable Patricia Gardner, Barbara Ingram, and Beverly Fountain.

In accordance with local Civil Rule 7.1(d), Plaintiffs have attempted to obtain the concurrence for the relief sought in this motion from Thomas Koernke, counsel for the non-party witnesses, and such concurrence was not provided.

This motion is supported by the accompanying brief.

MILLER, JOHNSON, SNELL & CUMMISKEY, P.L.C. Attorneys for Plaintiffs

Dated: January 76, 2004

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